

COMMITTEE REPORT

MR. PRESIDENT:

The Senate Committee on Environmental Affairs, to which was referred Senate Bill No. 235, has had the same under consideration and begs leave to report the same back to the Senate with the recommendation that said bill be AMENDED as follows:

- 1 Delete the title and insert the following:
- 2 A BILL FOR AN ACT to amend the Indiana Code concerning
- 3 sanitation.
- 4 Page 1, line 2, after "Sec. 201." insert "(a)".
- 5 Page 1, line 3, after "IC 13-18-21" insert ",".
- 6 Page 1, between lines 11 and 12, begin a new paragraph and insert:
- 7 "(b) "Sewage disposal system", for purposes of IC 13-18-21,
- 8 includes:
- 9 (1) a residential sewage disposal system (as defined in 410
- 10 IAC 6-10-2, as in effect on March 1, 2001); and
- 11 (2) a commercial on-site wastewater disposal facility (as
- 12 defined in 410 IAC 6-10-2, as in effect on March 1, 2001).".
- 13 Page 2, line 9, strike "stormwater" and insert "storm water".
- 14 Page 2, line 13, delete "educational" and insert "repair and
- 15 replacement of failing sewage disposal systems.".
- 16 Page 2, delete lines 14 through 15.
- 17 Page 3, line 10, strike "stormwater" and insert "storm water"
- 18 Page 3, line 25, delete "of:" and insert "of repair and replacement
- 19 of failing sewage disposal systems.".
- 20 Page 3, delete lines 26 through 37.

Page 3, between lines 41 and 42, begin a new paragraph and insert:

"SECTION 4. IC 16-18-2-40.5 IS ADDED TO THE INDIANA CODE AS A NEW SECTION TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2001]: **Sec. 40.5. "Budget committee", for purposes of IC 16-41-25.5, refers to the budget committee established by IC 4-12-1-3.**

SECTION 5. IC 16-18-2-328.3 IS ADDED TO THE INDIANA CODE AS A NEW SECTION TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2001]: **Sec. 328.3. "Sewage disposal system", for purposes of IC 16-41-25.5, has the meaning set forth in IC 13-11-2-201(a). The term includes:**

(1) a residential sewage disposal system (as defined in 410 IAC 6-8.1-17, as in effect March 1, 2001); and

(2) a commercial on-site wastewater disposal facility (as defined in 410 IAC 6-10-2, as in effect March 1, 2001).

SECTION 6. IC 16-41-25-4 IS ADDED TO THE INDIANA CODE AS A NEW SECTION TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2001]: **Sec. 4. A local health department may apply for a grant from the sewage disposal system fund established under IC 16-41-25.5 to pay the costs of:**

(1) educational programs designed to inform the public about the health, sanitation, and safety concerns associated with sewage disposal systems;

(2) the preparation of informational materials concerning the proper installation, use, and maintenance of sewage disposal systems;

(3) continuing education opportunities for local health departments to aid them in effectively monitoring and regulating sewage disposal systems; and

(4) the preparation of surveys of sewage disposal systems, including the collection of information regarding the condition of the systems.

SECTION 7. IC 16-41-25.5 IS ADDED TO THE INDIANA CODE AS A NEW CHAPTER TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2001]:

Chapter 25.5. Sewage Disposal System Fund

Sec. 1. As used in this chapter, "budget committee" refers to the budget committee established in IC 4-12-1-3.

Sec. 2. As used in this chapter, "sewage disposal system" has the meaning set forth in IC 16-18-2-328.3.

Sec. 3. (a) The sewage disposal system fund is established for the purpose of providing grants to local health departments for

educational efforts designed to improve the sanitation and safety of sewage disposal systems. The budget agency shall administer the fund.

(b) The fund consists of the following:

(1) Appropriations made by the general assembly.

(2) Grants and gifts intended for deposit in the fund.

(3) Interest, premiums, gains, and other earnings on the fund.

(c) The expenses of administering the fund shall be paid from money in the fund.

(d) The budget agency shall invest the money in the fund not currently needed to meet the obligations of the fund in the same manner as other public funds are invested. Interest, premiums, gains, and other earnings from the investments shall be credited to the fund.

(e) Money in the fund at the end of a state fiscal year does not revert to the state general fund.

Sec. 4. (a) In administering the fund, the budget agency shall establish a written procedure for making grants to local departments for purposes described in section 3(a) of this chapter.

(b) The procedures established under subsection (a) must include at least procedures for the following:

(1) Identification of activities that qualify for funding.

(2) Selection of local health departments to be awarded grants.

(3) Determination of the amount of funding each local health department may receive.

(4) Reporting to the budget committee the:

(A) results of the selection process; and

(B) status of local health department activities.

(c) The budget agency may seek technical assistance from the state department of health and any other appropriate state agency in determining eligibility for funding under this chapter.

(d) The budget agency shall annually present a report to the budget committee that describes the activities funded under this chapter.

Sec. 5. A grant under this chapter may be used to pay the costs of:

(1) educational programs designed to inform the public about the health, sanitation, and safety concerns associated with sewage disposal systems;

(2) the preparation of informational materials concerning the proper installation, use, and maintenance of sewage disposal

1 systems;

2 (3) continuing education opportunities for local health
3 departments to aid them in effectively monitoring and
4 regulating sewage disposal systems; and

5 (4) the preparation of surveys of existing sewage disposal
6 systems, including the collection of information regarding the
7 condition of the systems.

8 SECTION 8. [EFFECTIVE UPON PASSAGE] (a) The budget
9 agency shall adopt procedures before July 1, 2001, to implement
10 IC 16-41-25.5, as added by this act.

11 (b) The budget agency shall consult with representatives of:

12 (1) local health departments;

13 (2) cities and towns;

14 (3) counties;

15 (4) owners of sewage disposal systems; and

16 (5) other entities identified by the budget agency that have an
17 interest in the procedures to be adopted under subsection (a);
18 in developing the procedures to be adopted under subsection (a).

19 (c) This SECTION expires July 2, 2001."

20 Page 4, between lines 4 and 5, begin a new paragraph and insert:

21 "(b) The budget agency shall consult with representatives of:

22 (1) political subdivisions;

23 (2) owners of sewage disposal systems; and

24 (3) other entities identified by the budget agency that have an
25 interest in the terms and conditions to be established under
26 subsection (a);

27 in developing the terms and conditions to be established under
28 subsection (a)."

29 Page 4, line 5, delete "(b)" and insert "(c)".

30 Renumber all SECTIONS consecutively.

(Reference is to SB 235 as introduced.)

and when so amended that said bill do pass .

Committee Vote: Yeas 8, Nays 0.

Senator Gard, Chairperson